



S010602% S% 2004  
 STATE WATER RESOURCES CONTROL BOARD 2002, 2003, 2004

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
 Notify this office if ownership or address changes occur during the coming year.  
**Please Complete and Return This Form by JULY 1, 2005.**

2005 JUL -8 AM 11:59

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

DIV OF WATER RIGHTS  
 SACRAMENTO

Owner of Record: HILTON FAMILY TRUST;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:  
**HILTON FAMILY TRUST**  
**DBA FLYING M CATTLE COMPANY**  
**11 PINE GROVE RD**  
**YERINGTON, NV 89447**

STATEMENT NO.: S010602  
 CONTACT PHONE NO.: (775)463-5550

Source Name: LOWER MEXICAN CREEK SPRING  
 Tributary To: MEXICAN CREEK  
 County: Mono  
 Diversion Within: NW1/4 of NE1/4 Section 08, T04N, R28E, MB&M

Year of First Use: 1895  
 Parcel Number:

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Year	Amounts below are in:												Total Annual
	Gallons			Million Gallons (MG)			Acre-feet (AF)			Other			
	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2002						X	X	X	X	X			
2003						X	X	X	X	X			
2004						X	X	X	X	X			

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering 45 hd. cattle; Domestic \_\_\_\_\_  
 Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
 (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO \_\_\_\_\_  
 Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:  
 Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:  
 Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_ NO \_\_\_

b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion: Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used: Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_ NO \_\_\_

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES \_\_\_ NO \_\_\_

b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 20, 2005 at Yerington, Nevada, California

SIGNATURE: Ernest B Paine

PRINTED NAME: Ernest B Paine, Manager (first name) (middle initial) (last name)

COMPANY NAME: Flying M Cattle Co.

If there is insufficient space for your answers, please use the space provided below.

Table with 2 columns: ITEM, CONTINUATION. Multiple empty rows for continuation.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

STATE WATER RESOURCES CONTROL BOARD  
 DIVISION OF WATER RIGHTS  
 P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
 (916) 657-2170

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
 Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: HILTON FAMILY TRUST

HILTON FAMILY TRUST  
 DBA FLYING M CATTLE COMPANY  
 11 PINE GROVE RD  
 YERINGTON, NV 89447

STATEMENT NO: 8010602

SOURCE: LOWER MEXICAN CREEK SPRING  
 TRIBUTARY TO: MEXICAN CREEK  
 COUNTY: MONO  
 DIVERSION  
 WITHIN: NW $\frac{1}{4}$  OF NE $\frac{1}{4}$  SECTION 8, T4N, R28E, MB&M.

TELEPHONE NUMBER:  
 (702) 463-5550  
 YEAR OF FIRST USE: 1895  
 PARCEL NO:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right X Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) 1895

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet \_\_\_\_\_ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996						X				X			
1997						X				X			
1998						X				X			

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering 45 hd cattle Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: \_\_\_\_\_

b. \_\_\_\_\_

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_

DIV. OF WATER RIGHTS  
 SACRAMENTO  
 99 JUL -2 PM 4:56  
 STATE WATER RESOURCES CONTROL BOARD

775

1895

STATE WATER RESOURCES CONTROL BOARD  
 DIVISION OF WATER RIGHTS  
 P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
 (916) 657-2170

b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

3. Conjunctive use of surface water and groundwater

a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_

b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 23, 9 19 99 at Yermaton, Nevada California

SIGNATURE: [Signature]

PRINTED NAME: Ernest B Paine  
(first name) (middle init.) (last name)

COMPANY NAME: Flying M Cattle Co.

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.**

**OWNER OF RECORD:** BARRON HILTON DBA FLYING M CATTLE CO  
\*(Wm. Barron Hilton, Trustee, Hilton Family Trust)

BARRON HILTON DBA FLYING M CATTLE CO  
11 PINE GROVE RD  
YERINGTON, NV 89447

**STATEMENT NO:** S010602

**SOURCE:** LOWER MEXICAN CREEK SPRING  
**TRIBUTARY TO:** MEXICAN CREEK  
**COUNTY:** MONO  
**DIVERSION.**

**TELEPHONE NUMBER:**  
(702) 463-5550  
**YEAR OF FIRST USE:**  
**PARCEL NO:**

**WITHIN:** NW¼ OF NE¼ SECTION 8, T4N, R28E, MB&M.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right XX \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) 1895 \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  (other) \_\_\_\_\_

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993						XXXX	XXXXXX	XXXXXX	XXXXXX	XXX			
1994						XXXX	XXXXXX	XXXXXX	XXXXXX	XXX			
1995						XXXX	XXXXXX	XXXXXX	XXXXXX	XXXXX			

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering 45 hd. cattle; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 25, 19 96, at Yerington, Nevada, California

SIGNATURE: Ernest B. Paine

PRINTED NAME: Ernest B. Paine  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: Flying M Cattle Company

**See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.**

STATE WATER RESOURCES CONTROL BOARD  
SACRAMENTO  
DIVISION OF WATER RIGHTS  
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PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S010602
OWNER OF RECORD: BARRON HILTON DBA FLYING M CATTLE CO

BARRON HILTON DBA FLYING M CATTLE CO
11 PINE GROVE RD
YERINGTON, NV 89447

STATE WATER RESOURCES CONTROL BOARD
1995 JUL 28 AM 11:44
DIV. OF WATER RIGHTS SACRAMENTO

SOURCE: LOWER MEXICAN CREEK SPRING
TRIBUTARY TO: MEXICAN CREEK
COUNTY: MONO

TELEPHONE NUMBER: (702) 463-5550
YEAR OF FIRST USE:
PARCEL NO:

DIVERSION WITHIN: NW 1/4 OF NE 1/4 SECTION 8, T4N, R28E, MDB&M.

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim; Pre 1914 right XX; Other (explain)

B. Year of first use (Please provide if missing above) 1895

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons Acre-feet (other)

Table with columns for months (JAN. to DEC.) and TOTAL ANNUAL, and rows for years 1992, 1993, and 1994. Data is represented by 'X' marks.

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation acres; Stockwatering 45 hd cattle; Domestic
Other (specify)

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

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F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 30, 1995, at Yerington, Nevada, California

SIGNATURE: Ernest B. Paine

PRINTED NAME: Ernest B. Paine  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: Flying M Cattle Company

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE OF CALIFORNIA  
**STATE WATER RESOURCES CONTROL BOARD**  
 Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
 901 P ST. SACRAMENTO, CA 95814  
 (916) 322-4503  
 (916) 657-1875

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

DIVERTER OF RECORD:

STATEMENT NO: 010602

BARRON HILTON DBA FLYING M CATTLE CO  
~~9336 CIVIC CENTER DRIVE~~  
~~BEVERLY HILLS CA 90210~~

TELEPHONE NUMBER:  
 (213) 205-4011

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: LOWER MEXICAN CREEK SPRING

TRIBUTARY TO: MEXICAN CREEK

COUNTY: MONO

**Flying M Cattle Co.**  
 11 Pine Grove Road  
 Yerington, NV 89447  
 (702) 463-5550

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 08, T04N, R28E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1993. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used. Amounts below are:  Gallons  Acre-feet  \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1990						XXX	XXXXXX	XXXXXX	XXXXXX	XXXX			
1991						XXX	XXXXXX	XXXXXX	XXXXXX	XXXX			
1992						XXX	XXXXXX	XXXXXX	XXXXXX	XXXX			

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering 45 hd. cattle (1700 hd. cattle permit)

Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 1, 1993, at Yerington, Nevada, California

Signature: *Emet Blaine*

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE OF CALIFORNIA  
 STATE WATER RESOURCES CONTROL BOARD  
 Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
 901 P ST. SACRAMENTO, CA  
 (916) 322-4503

(916) 324-5676  
 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 010602

BARRON HILTON DBA FLYING M CATTLE CO  
 9336 CIVIC CENTER DRIVE  
 BEVERLY HILLS, CA 90210

TELEPHONE NUMBER:  
 (213) ~~277-4391~~

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: LOWER MEXICAN CREEK SPRING

TRIBUTARY TO: MEXICAN CREEK

COUNTY: MONO

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 08, T04N, R28E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1990. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1987						X	X	X	X	X			
1988						X	X	X	X	X			
1989						X	X	X	X	X			

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering 45 hd. cattle (1700 hd. cattle permit) \_\_\_\_\_

Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

no changes \_\_\_\_\_

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

\_\_\_\_\_

\_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 5, 19 90, at Flying M Ranch, Yerington, Nevada, California

Signature: *Ernest Blaine Mer*

JUN 26 1990 KSN

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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“Appropriation of Water in California”

STATE OF CALIFORNIA  
 STATE WATER RESOURCES CONTROL BOARD  
 Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
 901 P ST. SACRAMENTO, CA  
 (916) 322-4503

(916) 324-5741  
 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 010602

BARRON HILTON DBA FLYING M CATTLE CO  
~~9990 SANTA MONICA BOULEVARD~~  
 BEVERLY HILLS, CALIF ~~90212~~

9336 Civic Center Drive

90210

TELEPHONE NUMBER:  
 (213) 277-1391

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT

SOURCE: LOWER MEXICAN CREEK SPRING

TRIBUTARY TO: MEXICAN CREEK

COUNTY: MONO

DIVERSION

WITHIN: NW1/4 OF NE1/4 SECTION 08, T04N, R28E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1987. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:  Gallons  Acre-feet  \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1984						X	X	X	X	X			
1985						X	X	X	X	X			
1986						X	X	X	X	X			

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering 45 hd. cattle (1700 hd. cattle permit)

Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

no changes

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 25, 1987, at Yerington, Nevada, California

Signature: Ernest B. Faine

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
STATEMENT OF WATER DIVERSION AND USE
(This is not a Water Right)
This statement should be typewritten or legibly written in ink.

STATE WATER RESOURCES CONTROL BOARD

NOV 27 9 23 AM '81

A. Name of person diverting water Barron Hilton DBA Flying M Cattle Company
Address 9990 Santa Monica Blvd, Beverly Hills, CA 90212 Telephone: 213-277-1393

B. Name of body of water at point of diversion Lower Mexican Creek Spring
Tributary to Mexican Creek

C. Place of diversion NW 1/4 NE 1/4 Section 8 Township 4N Range 28E MD B&M Mono County, or locate it on sketch of section grid on reverse side with regard to lines or prominent local landmarks.

D. Name of works Lower Mexican Creek Spring

E. Capacity of diversion works
Capacity of storage reservoir
State quantity of water used each month in gallons or acre-feet

Table with columns for months (Jan-Dec) and Total Annual, with 'X' marks in June, July, August, September, and October.

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

# of Stock watered = 50

Maximum annual water use in recent years

Minimum annual water use in recent years

Type of diversion facility: gravity, pump

Method of measurement: weir, flume, electric power meter, water meter, estimate

F. Purpose of use (what water is being used for) Stock Watering

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

H. Year of first use as nearly as known

I. Name of person filing statement Walter L. Neitz

Position Principal Organization AER, Inc.

Address 2890 Vassar St., Reno, Nevada 89502 Telephone: 702-323-4202

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.
DATED: November 17, 1981, at Los Angeles, California.

Signature: [Handwritten Signature], Attorney

See Instructions on Reverse Side